

# SAN LUIS OBISPO COUNTY DEPARTMENT OF PLANNING AND BUILDING

2-1

VICTOR HOLANDA, AICP DIRECTOR

DATE: JULY 14, 2005

TO: PLANNING COMMISSION

FROM: MARTHA NEDER, AICP, PLANNER

SUBJECT: THIRD TIME EXTENSION FOR BLAKELY MINOR USE

PERMIT/COASTAL DEVELOPMENT PERMIT (D990224P)

**ATTACHMENTS:** 1. Exhibit A - Findings

2. Graphics - Revised Plans, Original Plans

3. Original Staff Report, May 4, 2001

4. Correspondence

#### **SUMMARY**

The applicant is requesting a third time extension of minor use/coastal development permit (D990224P); a request to construct an approximately 3,700 square foot single family residence with two attached garages on a site 8,750 square feet in size. The project is located at 364 Leighton Street, approximately 300 feet from the intersection of Leighton Street and Windsor Boulevard in the community of Cambria.

#### RECOMMENDATION

Approve the third time extension to be good until July 28, 2005 for this minor use/ coastal development permit based on findings in Exhibit A that carry over the original findings and conditions outlined in the attached staff report.

#### DISCUSSION

The Minor Use Permit/Coastal Development Permit (D990224P) was approved by the Hearing Officer on May 4, 2001. The D990224P became effective on June 18, 2001 and remained in effect for two years. The first and second one-year time extensions were authorized by the Planning Director and extended the life of the permit to June 18, 2005. The applicant submitted the request for a third time extension on May 31, 2005. Planning Commission approval is required for this third and final one-year time extension (pursuant to the Coastal Zone Land Use Ordinance Section 23.02.050). If substantial site work has not occurred by the end of the third extension, the use permit will become void.

COUNTY GOVERNMENT CENTER • SAN LUIS OBISPO • CALIFORNIA 93408 • (805) 781-5600

EMAIL: planning@co.slo.ca.us • FAX: (805) 781-1242 • WEBSITE: http://www.sloplanning.org

Section 23.02.050 specifies that the Planning Commission may grant a third one-year time extension if the following three findings can be made:

1. That substantial site work could not be completed as set forth in Section 23.02.042 because of the circumstances beyond the control of the applicant.

The applicant has stated that the project has not yet started due to circumstances beyond their control. The applicant has been pursuing a design revision of the house to reduce the amount of building square footage, impermeable surfaces, and site disturbance. The applicant has spent a lot of time and used the services of multiple architects to accommodate their design needs into a smaller home. This time intensive process, coupled with the applicants needs to be out of the country for extended periods of time, have prevented the completion of substantial site work.

The revised plans (attached) have been determined to be in substantial conformance of the D990224P plans approved on May 4, 2001.

Staff feels this finding can be made based on the information provided by the applicant.

- 2. That the original findings justifying the first two time extensions can still be made:
  - a. There have been no changes to provisions of the Land Use Element and Local Coastal Plan or Coastal Zone Land Use Ordinance applicable to the project since the approval of the land use permit.
  - b. There have been no changes in the character of the site or its surroundings that affect how the standards of the Land Use Element and Local Coastal Plan or Coastal Zone Land Use Ordinance apply to the project.
  - c. There have been no changes to the capacities of community resources, including but not limited to water supply, sewage treatment or disposal facilities, roads or schools such that there is no longer sufficient remaining capacity to serve the project.

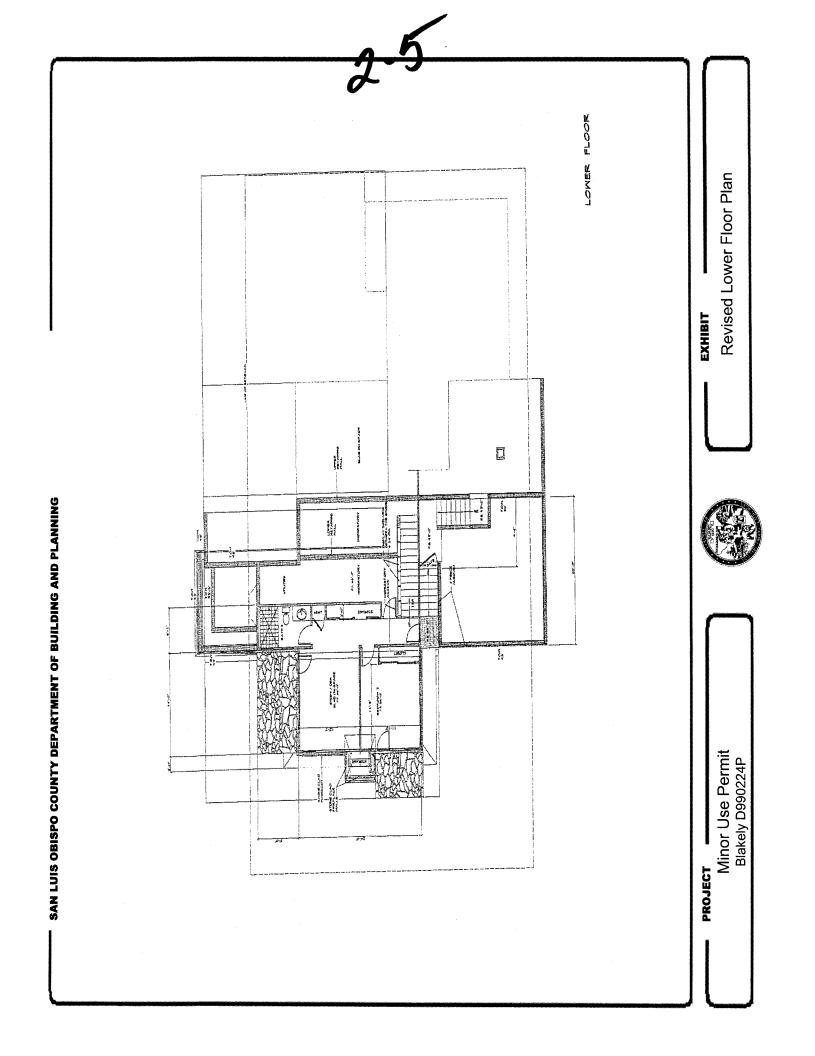
Staff feels these findings can be made at this time. The project conforms to the North Coast Area Plan.

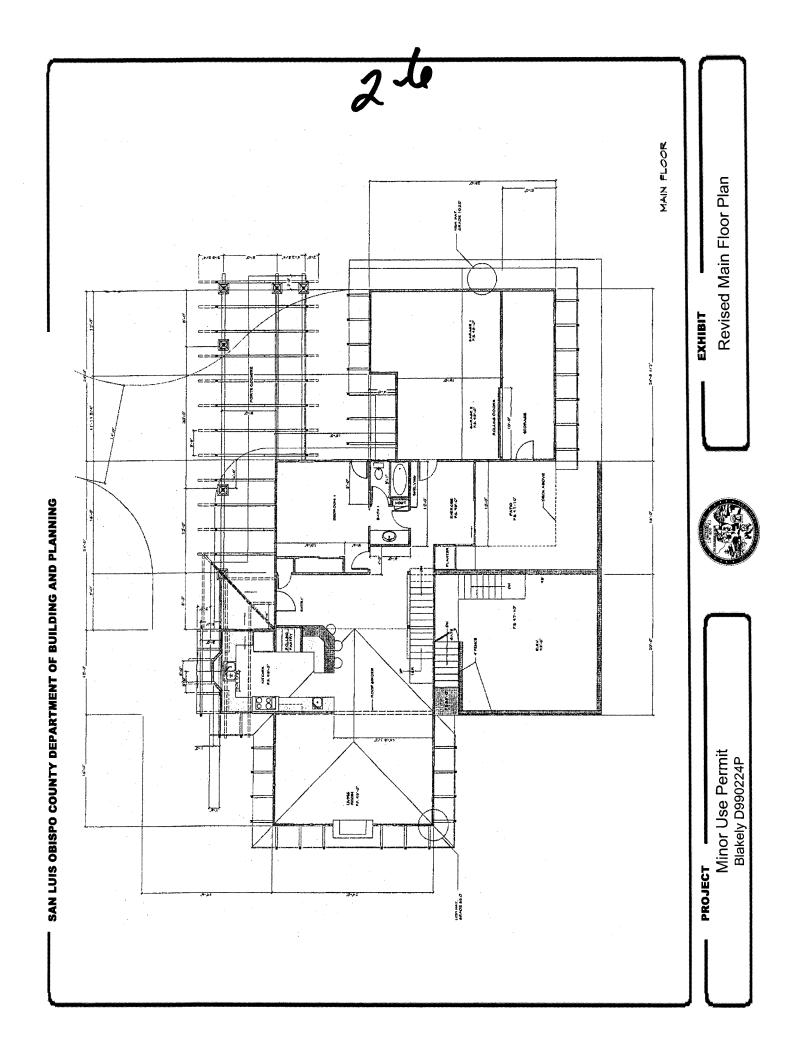
3. That the original findings used to justify the initial approval of this permit can still be made pursuant to Coastal Zone Land Use Ordinance Sections 23.02.033c and 23.02.034c(4).

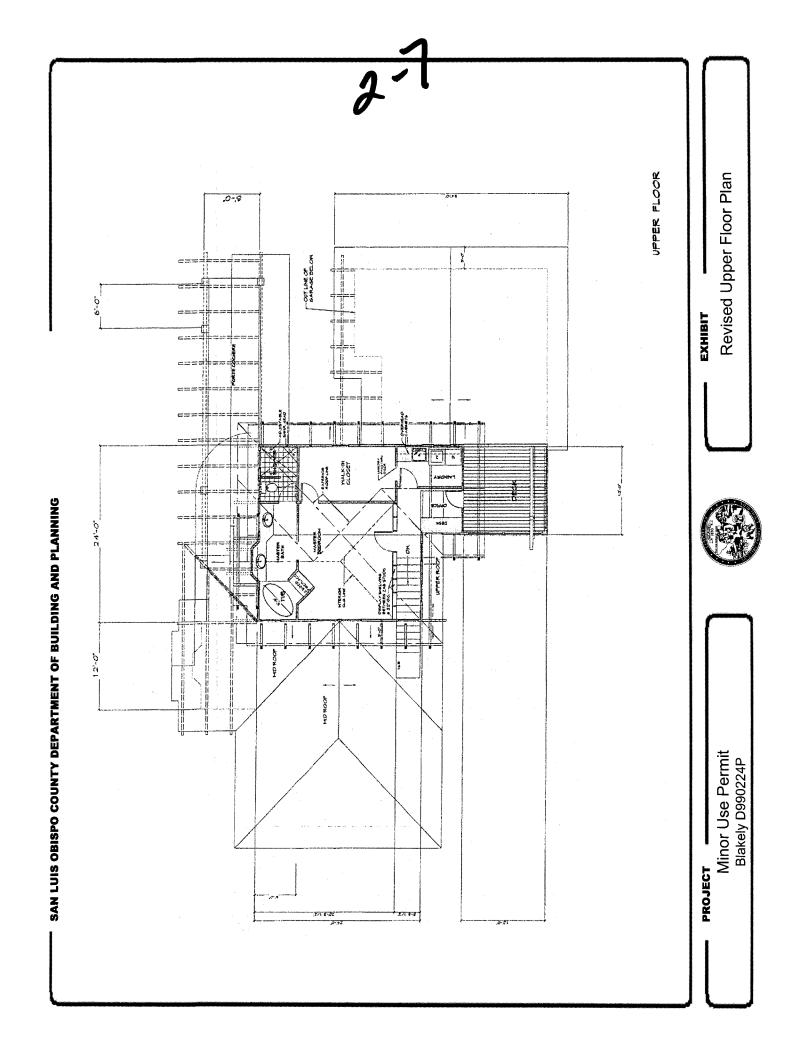
Staff feels these original permit findings can still be made. These findings are outlined in the attached findings from the May 4, 2001 Staff Report.

### Exhibit A (D990224P) - Findings for Third Time Extension

- A. Substantial site work has not yet occurred.
- B. Substantial site work could not be completed as set forth in section 23.02.042 of the County Code because of circumstances beyond the control of the applicant.
- C. There have been no changes to the provisions of the Land Use Element and Local Coastal Plan or Coastal Zone Land Use Ordinance applicable to the project since the approval of the land use permit.
- D. There have been no changes in the character of the site or its surroundings that affect how the standards of the Land Use Element and Local Coastal Plan or Coastal Zone Land Use Ordinance apply to the project.
- E. There have been no changes to the capacities of community resources, including but not limited to water supply, sewage treatment or disposal facilities, roads or schools such that there is no longer sufficient remaining capacity to serve the project.
- F. The original findings for approval of the Minor Use Permit/Coastal Development Permit (D990224P) can still be made and the original conditions of approval are still adequate to ensure the project's consistency with the General Plan and applicable zoning and building ordinances.







#### San Luis Obispo County Department of Planning and Building

#### **Tentative Notice of Action**

**APPROVAL DATE:** 

May 4, 2001

LOCAL EFFECTIVE DATE:

May 21, 2001

**ESTIMATED FINAL EFFECTIVE DATE:** 

June 8, 2001

TO:

**Hearing Officer** 

FROM:

Martha Neder, Planner I

**SUBJECT:** 

Blakely/Minor Use Permit/Coastal Development Permit

(D990224P) /

#### **SUMMARY**

A request by Brian and Lisa Blakely to demolish an existing single family residence and construct an approximately 3,700 square foot single family residence with two attached garages.

#### RECOMMENDATION

Approve the minor use permit/ coastal development permit based on the findings listed in Exhibit A and conditions listed in Exhibit B.

LOCATION:

The proposed project is located at 364 Leighton Street, approximately 300 feet from the intersection of Leighton Street and Windsor Boulevard, in the community of Cambria, (APN#022-311-019 & 029) North Coast Area Plan. Supervisorial District No. 2.

ENVIRONMENTAL DETERMINATION: During the Initial Study process, several potentially significant impact areas were identified. These included impacts to: drainage, erosion, and sedimentation; aesthetic/cultural resources; traffic; and public services. After analysis, the impacts that were identified were determined to be either insignificant, or were mitigated to a less than significant level. For more detailed analysis, refer to the mitigated Negative Declaration (ED99-701) issued on March 24, 2001.

## RELATIONSHIP TO APPLICABLE LAND USE AND DEVELOPMENT POLICIES AND ORDINANCES

Land Use Category/Combining Designations: Residential Single Family/Local Coastal Plan/Archaeologically Sensitive

PLANNING AREA STANDARDS: Residential Single Family: Maximum height of 28 feet as measured from average natural grade.

Does the project conform to the Planning Area Standards: Yes

#### LAND USE ORDINANCE STANDARDS:

Section 23.07.120 - Local Coastal Program Area Section 23.07.104 - Archaeologically Sensitive Area

Does the project conform to the Land Use Ordinance Standards: Yes

#### **DISCUSSION**

A cultural resource survey and impact assessment (C.A. Singer & Associates, April 22, 2000) was conducted for the parcel. No indications of prehistoric resources or early historic archaeological resources were found. Soils observed on the property indicate that no cultural resources are present on the surface and that buried cultural resources are not likely to exist.

#### FINAL ACTION

This tentative decision will become final action on the project, unless the tentative decision is changed as a result of information obtained at the administrative hearing or is appealed to the County Board of Supervisors pursuant Section 23.01.042 of the Coastal Zone Land Use Ordinance; effective on the 10th working day after the receipt of the final action by the California Coastal Commission. The tentative decision will be transferred to the Coastal Commission following the required 14 calender day local period after the administrative hearing.

The applicant is encouraged to call the Central Coast District office of the Coastal Commission at (831) 427-4863 to verify the date of final action. The County will not issue any construction permits prior to the end of the Coastal Commission process.

#### Findings: EXHIBIT A

- A. The proposed project or use is consistent with the San Luis Obispo County General Plan because the use is an allowed use and is consistent with all of the General Plan policies.
- B. As conditioned, the proposed project or use satisfies all applicable provisions of Title 23 of the County Code.
- C. The establishment and subsequent operation or conduct of the use will not, because of the circumstances and conditions applied to this particular case, be detrimental to the health, safety or welfare of the general public or persons residing or working in the neighborhood of the use, or be detrimental or injurious to properties in the vicinity because the installation and operation of such a facility does not generate activity that presents a potential threat to the surrounding property and buildings. This project is subject to Ordinance and Building Code requirements designed to address health, safety and welfare concerns.
- D. As conditioned, the proposed project or use will not be inconsistent with the character of the immediate area or contrary to the orderly development because the proposed use will not conflict with the surrounding lands and uses.
- E. The proposed project or use will not generate a volume of traffic beyond the safe capacity of all roads providing access to the project, either existing or to be improved with the project because the project is located on Leighton, a local road constructed to a level able to handle any additional traffic associated with the project.
- F. The proposed use is in conformity with the public access and recreation policies of Chapter 3 of the California Coastal Act, because the project is not adjacent to the coast and the project will not inhibit access to coastal waters and recreation areas.
- G. On the basis of the Initial Study and any comments received, there is no substantial evidence that the project will have a significant effect on the environment. Therefore, the project qualifies for a mitigated Negative Declaration under CEQA.
- H. The project design and development incorporates adequate measures to ensure protection of significant archaeological resources because no indications of prehistoric resources or early historic archaeological resources were found during the preliminary surface survey.

Staff report prepared by Martha Neder and reviewed by Matt Janssen

## EXHIBIT B CONDITIONS OF APPROVAL -D990224P

#### **Approved Development**

- 1. This approval authorizes the construction of an approximately 3,800 square foot single family residence with two attached garages.
- 2. Site development shall be consistent with the approved site plan, floor plans and elevations. The maximum height of the project is 28 feet from average natural grade.
- 3. **Prior to any site disturbance**, a licensed surveyor shall establish average natural grade (high and low corners staked) and set a reference (benchmark) point. The reference point shall be verified by a County Building inspector prior to any ground disturbing activities.

#### **Drainage**

4. **Prior to the issuance of a construction permit,** the applicant shall provide a drainage plan to the Engineering Department for review and approval, subject to Section 23.05.044 of the CZLUO.

#### Tree Protection/Replacement

- 5. The applicant shall limit tree removal to no more than 3 healthy pine trees having a six inch diameter or larger at four feet from the ground. Up to 2 additional trees may be removed if a qualified individual determines that the trees are hazardous, dead or diseased. Construction plans shall clearly delineate all trees within 50 feet of the proposed project, and shall show which trees are to be removed or impacted, and which trees are to remain unharmed.
- 6. Within 90 days of occupancy, the three (3) Monterey pine trees shall be removed as a result of the grading for the driveway and residence and shall be replaced at a 2:1 ratio. A total of 6 Monterey pine trees shall be planted. Any removed dead, diseased or hazardous trees shall be replaced at a 2:1 ratio. Monterey pine replacement trees shall be one gallon saplings grown from the Cambrian stand; Pinus radiata macrocarpa.
- 7. These newly planted trees shall be maintained until successfully established. This shall include caging from animals (e.g., deer, rodents), periodic weeding and adequate watering (e.g., drip-irrigation system). If possible, planting during the warmest, driest months (June through September) shall be avoided. In addition, standard planting procedures (e.g., planting tablets, initial deep watering) shall be used.

Once the replacement trees have been planted, the applicant shall retain a qualified individual (e.g., landscape contractor, arborist, nurseryman, botanist) to prepare a letter stating the above planting and protection measures have been completed. This letter shall be submitted to the Department of Planning and Building.

8. All trees bordering the proposed project that are to remain shall be marked for protection (e.g., with flagging) and their root zone fenced, if possible, prior to any grading. Grading, utility trenching, compaction of soil, or placement of fill shall be avoided within these fenced areas. If grading in the root zone cannot be avoided, retaining walls shall be constructed to minimize cut and fill impacts. Care shall be taken to avoid surface roots within the top 18 inches of soil.

**Archaeology** 

- 9. In the event archaeological resources are unearthed or discovered during any construction activities, the following standards apply:
  - A. Construction activities shall cease and the Environmental Coordinator and Planning Department shall be notified so that the extent and location of discovered materials may be recorded by a qualified archaeologist, and disposition of artifacts may be accomplished in accordance with state and federal law.
  - B. In the event archaeological resources are found to include human remains, or in any other case where human remains are discovered during construction, the County Coroner is to be notified in addition to the Planning Department and Environmental Coordinator so that proper disposition may be accomplished.

#### Miscellaneous

- 10. Prior to issuance of a building permit, the applicant shall obtain an encroachment permit from the Engineering Department for all improvements within the right-of-way.
- Prior to issuance of a building permit, the applicant shall provide water and sewer will serve letters from the Cambria Community Services District.

#### COUNTY OF SAN LUIS OBISPO NOTICE OF DETERMINATION AND NEGATIVE DECLARATION

For Official Use Only (mn)

DATE: MARCH 23, 2001

ENVIRONMENTAL DETERMINATION NO. <u>ED99-701</u>

PROJECT DESCRIPTION

APPLICANT/ENTITLEMENT: Blakely Minor Use Permit; D000003P

PLANNING AREA: North Coast, Cambria (Coastal Zone)
LAND USE CATEGORY: Residential Single Family

LUE COMBINING DESIGNATIONS: Local Coastal Plan; Archaeologically Sensitive Area;

PARCEL SIZE: Approximately 8,750 square feet

TOTAL AREA OF DISTURBANCE: Approximately 5,000 square feet

LOCATION: 364 Leighton Street, approximately 300 feet northeast of the intersection of Leighton

Street and Windsor Boulevard, in the community of Cambria

**PROPOSED USES/INTENT:** A request for a coastal development permit to demolish an existing single family residence and construct an approximately 3,627 square-foot single family residence

APPLICANT: Brian and Lisa Blakely; Saudi Arabia

**ENVIRONMENTAL SETTING** 

TOPOGRAPHY:

Moderately to steeply sloping Grasses; forbs; Monterey pines

VEGETATION: SOIL TYPE:

San Simeon sandy loam

SOIL CHARACTERISTICS:

Very poorly drained; moderate erodibility; low to high shrink-swell

potential

**GEOLOGIC HAZARDS:** 

Moderately high landslide potential; negligible liquefaction

potential

FIRE HAZARD:

Moderate

WATER:

To be provided by Cambria Community Services District To be provided by Cambria Community Services District

SEWAGE DISPOSAL: EXISTING USES:

Single family residence

SURROUNDING USES:

Single family residences

#### ADDITIONAL INFORMATION

Additional information pertaining to this environmental determination may be obtained by contacting the Department of Planning and Building - Environmental Division, County Government Center, Room 310, San Luis Obispo, CA 93408-2040, (805) 781-5600.

#### STATEMENT OF FINDINGS

The Environmental Coordinator, after completion of the initial study, finds that there is no substantial evidence that the project may have a significant effect on the environment, and the preparation of an Environmental Impact Report is not necessary. Therefore, a Negative Declaration (pursuant to Public Resources Code Sections 21108, 21151 & 21167) is proposed.

ACTION TAKEN				
On		he San Luis Obispo Co		
Commission/Staff, hav	ing considered	the Environmental Coord	linator's action, <u>appro</u>	<u>ved/denied</u> this
project.				

A copy of the Negative Declaration is available for review from the San Luis Obispo County Clerk, 1144 Monterey Street, Suite A, San Luis Obispo, CA 93408-2040.

# 2.16

## California Department of Fish and Game CERTIFICATE OF FEE EXEMPTION

De Minimis Impact Finding

<u>Proje</u>	ct Applicant	
	Name:	Brian and Lisa Blakely
	Address:	c/o Aramco Box 1366
City, Sta	te, Zip Code:	Ras Tanura, 31311 Saudi Arabia
	Telephone #:	(805) 927-4877
PROJEC	T DESCRIPTIO	N/LOCATION: See attached Notice of Determination
FINDING	GS OF EXEMPT	ION:
		this agency that the proposed project has the potential for adverse effect on r more of the following reason(s):
()		is located in an urbanized area that does not contain substantial fish or ources or their habitat.
()		is located in a highly disturbed area that does not contain substantial fish or ources or their habitat.
(X)	* *	is of a limited size and scope and is not located in close proximity to vildlife habitat.
(1)		ble filing fees have/will be collected at the time of issuance of other County or this project. Reference Document Name and No
()	Other:	
CERTIF	CATION:	
th	e initial study and	the lead agency has made the above findings of fact and that, based upon the hearing record, the project will not individually or cumulatively have an ildlife resources, as defined in Section 711.2 of the Fish and Game Code.
		Ellen Carroll, Environmental Coordinator County of San Luis Obispo
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#### **COUNTY OF SAN LUIS OBISPO** INITIAL STUDY SUMMARY - ENVIRONMENTAL CHECKLIST

#### 2-17 Project Title & No. Blakely Minor Use Permit (D990224P) ED99-701 Project Environmental Analysis

The County's environmental review process incorporates all of the requirements for completing the Initial Study as required by the California Environmental Quality Act (CEQA) and the CEQA Guidelines. The Initial Study includes staff's on-site inspection of the project site and surroundings and a detailed review of the information in the file for the project. In addition, available background information is reviewed for each project. Relevant information regarding soil types and characteristics, geologic information, significant vegetation and/or wildlife resources, water availability, wastewater disposal services, existing land uses and surrounding land use categories and other information relevant to the environmental review process are evaluated for each project. The Environmental Division uses the checklist to summarize the results of the research accomplished during the initial environmental review of the project. Persons, agencies or organizations interested in obtaining more information regarding the environmental review process for a project should contact the County of San Luis Obispo Environmental Division, Rm. 310, County Government Center, San Luis Obispo, CA, 93408-2040 or call (805) 781-5600.

Initial Study Reference and Agency Contacts: The following reference materials are used in the environmental review for each project and are hereby incorporated by reference into the Initial Study.

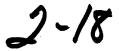
- Project File for the Subject Application
- County General Plan (Inland & Coastal, including all maps & elements)
- County Land Use Ordinance
- Area of Critical Concerns Map
- Fire Hazard Severity Map
- Natural Species Diversity Database
- Areas of Special Biological Importance Map

- Archaeological Resources Map
- Natural Resources Conservation Service Soil Survey for San Luis Obispo County
- Flood Hazard Maps
- Airport Land Use Plans
- Other special studies, reports and existing EIRs as appropriate

In addition to the above, the County Planning or Environmental Division have contacted responsible and trustee agencies for their comments on the proposed project. With respect to the subject application, the following agencies have been contacted (marked with an "X") or have responded (marked with "XX"):

ard
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Checklist Identification of Mitigations for Potential Impacts: The checklist provides the identification and summary of the project's potential environmental impacts. Where potential impacts require mitigation, the following list of mitigations explains how the identified potential environmental impacts can and will be avoided or substantially lessened:



- A. The project has been changed to avoid or substantially lessen environmental impacts. Where changes require explanation, the change(s) will be discussed in the Special Environmental Considerations section or attached material following the checklist.
- B. The project is subject to standards and requirements of the Land Use Element/Land Use Ordinance and/or other County ordinances that include provisions to avoid or substantially lessen environmental impacts. These provisions are requirements that must be incorporated into the project.
- C. The project is subject to state and/or federal regulations, laws and/or requirements that include provisions to avoid or substantially lessen environmental impacts. The project must incorporate the above provisions in order to be in compliance with Federal or State law.
- D. A special mitigation plan to avoid or lessen environmental impacts has been agreed to by the applicant. This will be noted on the checklist and, if necessary, discussed in an attachment to the checklist.

I.	COUNTY OF SAN LUIS OBISPO INITIAL STUDY CHECKLIST  BIOLOGICAL RESOURCES	Not Applicable Insignificant Impact Impact Can & Will be Mitigated Potentially Significant Impact
	A. Wildlife	()()(X)()
*	B. Vegetation	()(X)()()
	C. Habitat Area	()(X)()()
	D. Rare and/or Endangered Species	()()(X)()
*	E. Unique or Fragile Biotic Community	()(X)()()
	F. State Area of Special Biological Importance	()()(X)()
	G. Riparian/Wetland Area	()()(X)()
	H. Other:	()()()()
*	Mitigation: A B C D X	
*	(X) See attached exhibits: (X) Developer's Statement; () Agency Response	<u> </u>
	()Revised Plans; ()Designated Bldg Sites	
木	(X) See Special Environmental Considerations	
	( ) See Document in file	
п.	DRAINAGE, EROSION AND SEDIMENTATION	
<u>ч</u>	A. Increased Storm Water Runoff	()(X)()()
۰ د	B. Erodible Soils/Erosion	()(X)()()
*	C. Poorly Drained Soils	()(X)()()
*	D. Sedimentation	()(X)()()
	E. Contributes to Existing Drainage Problem	()()(X)()
	F. Alters Existing Drainage Course or Waterway	()()(X)()
	G. Other:	()()()()
*	Mitigation: A B X [see LUO 22.05.040(CZLUO 23.05.040)] C D	
	( ) See attached exhibit(s): ( )Developer's Statement; ( )Agency Response	
	( )Sedimentation & Erosion Control/Drainage Plan	
*	(X) See Special Environmental Considerations	
	( ) See Document in file	

		2-19	Not Applicable Insignificant Impact Impact Can & Will be Mitigated Potentially Significant Impact
III.	<u>GE</u>	OLOGICAL HAZARDS/SITE ALTERATION	gated act
	Α.	()()(X)()	
	B.	Seismic Hazard	()()(X)()
	C.	Topographic Alteration; Grading for	( ) ( ) (77) ( )
	_	Building, Driveways, Roads, Other	()()(X)()
	D.	Soil Expansion	$(\ )(\ )(X)(\ )$
	E.	Steep Slopes	()()(X)()
	F.	Other:	()()()()
	() Se	gation: A B C D ee attached exhibit(s): ( )Developer's Statement; ( )Agency Response	
IV.	WA7	TER RESOURCES	
	A.	Groundwater Quantity	()()(X)()
	B.	Groundwater Quality	()()(X)()
	C.	Surface Water Quantity	()()(X)()
	D.	Surface Water Quality	()()(X)()
	E.	Stream Flow Change	()()(X)()
	F.	Change to Estuarine Environment	()()(X)()
	G.	Other:	( )( )( )( )
	() Se	gation: A B C D ee attached exhibit(s): ( )Developer's Statement; ( )Agency Response	e
v.	POL	<u>LUTION</u>	
	Ā.	Hazardous Materials	()()(X)()
	В.	Groundwater Pollution	()()(X)()
	C.	Surface Water Pollution	()()(X)()
	D.	Increase in Existing Noise Levels	$(\ )(\ )(X)(\ )$
	E.	Exposure of People to Severe Noise Levels	()()(X)()
	F.	Substantial Air Emissions	()()()(X)
	G.	Deterioration of Ambient Air Quality	()()(X)()
	H.	Creation of Objectionable Odors	()()()(X)
	I.	Other:	()()()()
	Mitig	gation: A B C D	^
	( ) S	ee attached exhibit(s): ( )Developer's Statement; ( )Agency Respons ( )Hydrology/Noise Study	<u> </u>
	( ) Se	ee Special Environmental Considerations	
		ee Document in file	

	2-20	Not Applicable Insignificant Impact Impact Can & Will be Mitigated Potentially Significant Impact
VI.	TRAFFIC	ited
	A. Increase in Vehicle Trips B. Reduced Levels of Service on Existing Public Roadways C. Limited or Unsafe Access D. Creates Unsafe Conditions on Public Roadways E. Areawide Traffic Circulation F. Internal Traffic Circulation G. Other:	()(X)()() ()(X)()() ()()(X)() ()()(X)() ()(X)()() ()()(X)()
*	Mitigation: A B X [see Co. Code Title 13.01.010060; North Coast Circulation Fee];  ( ) See attached exhibit(s): ( )Developer's Statement; ( )Agency Response  ( )Traffic Study	C D
*	(X) See Special Environmental Considerations  ( ) See Document in file	
VII.	PUBLIC SERVICES	
*	A. Fire Protection Services	()(X)()()
*	B. Police/Sheriff Services	()(X)()()
£	C. Schools	()(X)()()
	D. Community Wastewater	()()(X)()
	E. Community Water Supply	()()(X)()
	F. Solid Waste Disposal	()()(X)()
	G. Onsite Wastewater	()()()(X)
	H. Onsite Water	()()()(X)
	I. Other:	
*	Mitigation: A B <u>X</u> (School Fee, Countywide Fee) C D ( ) See attached exhibit(s): ( )Developer's Statement; ( )Agency Response (X) See Special Environmental Considerations ( ) See Document in file	
* /***	A ESCRIPTION TIDAL DESCRIPCES	
VIII.	AESTHETIC/CULTURAL RESOURCES	()()(X)()
	A. Visual Impact from Public Roadway  B. Increased Light or Glare	()()(X)()
	<ul><li>B. Increased Light or Glare</li><li>C. Alters Important Scenic Vista</li></ul>	()()(X)()
	D. Archaeological Resources	()()(X)()
	E. Historic Resources	()()(X)()
	F. Other:	()()()()
<b>₩</b>	Mitigation: A B C D  ( ) See attached exhibit(s): ( )Developer's Statement; ( )Agency Response  ( )Visual Analysis; ( )Revised Plans; ( )Landscape Plan; ( ) Design ( ) See Special Environmental Considerations (X) Document in fileArchaeological Report - April 22, 2000	nated Bldg Sites
*	(A) Document in the 1 trong to the trapert 1 top at 122, 2000	

IX.	нО	2-21 USING AND ENERGY	Not Applicable Insignificant Impact Impact Can & Will be Mitigated Potentially Significant Impact
L/X.	<u>но</u> А.	Creates Substantial Demand for Housing	<u>2</u> ()()(X)()
	B. C. D.	Uses Substantial Amount of Fuel or Energy Encourages Growth Beyond Resource Capacities Other:	()()(X)() ()()(X)() ()()()()
	() Se	te attached exhibit(s): ( )Developer's Statement; ( )Agency Responseee Special Environmental Considerations  the Document in file	
X.		ICULTURAL/MINERAL RESOURCES	()()()()
	A. B.	Eliminates Valuable Mineral Resources Prime Agricultural Soils	()()()(X) ()()()(X)
	C.	Conflicts with Existing Agricultural Area	$()()()(\overset{\frown}{x})$
	D. E.	Change from Agriculture to Other Uses Other:	()()()(X) ()()()()
	() Se () Se	ation: A B C D e attached exhibit(s): ( )Developer's Statement; ( )Agency Response e Special Environmental Considerations e Document in file	·
XI.	GRO A. B. C.	WTH INDUCING/CUMULATIVE EFFECTS Growth Inducing Effects Precedent for Change in Area Land Use Cumulative Effects:	()()(X)() ()()(X)() ()()(X)() ()()()() ()()()()
	D.	Other:	()()()()
	() Se () Se	ation: A B (School Fee, Countywide Fee) C D e attached exhibit(s): ( )Developer's Statement; ( )Agency Response e Special Environmental Considerations e Document in file	
INIT	IAL ST	UDY PREPARATION	
Prepa	red by:	Name Martha Neder Signature Martha Neder	Date 3-12-01
		Name bh Nall Signature The Nall	Date 3/14/01
Сопр	ty of Sai	1 Luis Obispo, Initial Study Checklist	Page 5

2.22

DATE: February 22, 2001

# SPECIAL ENVIRONMENTAL CONSIDERATIONS BLAKELY MINOR USE PERMIT ED99-701 (D990224P)

The applicant is requesting a coastal development permit to demolish an existing single family residence construct an approximate 3,000 square foot single-family residence, attached 480 square foot garage, and attached 355 square foot garage that will disturb an approximate 5,000-square-foot area on a 8,750 square foot parcel. The project site is within the Residential Single Family land use category and is located at 364 Leighton Street, approximately 300 feet from the intersection of Leighton Street and Windsor Boulevard, in the community of Cambria.

#### **Environmental Setting**

The subject property is on a roughly rectangular 8,750 square foot parcel property located west of Highway 1. The topography is moderately to steeply sloping. Vegetation on most of the property is comprised of grasses, forbs, and Monterey pines.

During the Initial Study process several potential significant impact areas were identified. These included impacts to: **Biological Resources**, **Drainage**, **Erosion and Sedimentation**, **Traffic**, **and Public Services**. The impacts that were identified were determined to be either insignificant, or were mitigated to a point of insignificance.

#### **Biological Resources**

Vegetation on most of the property is comprised of grasses, forbs, and Monterey Pines. The proposal requires the removal of 3 Monterey pine trees. The Monterey pine trees will be replaced at a 2:1 ratio, for a total of 6 replacement Monterey pines.

#### Drainage, Erosion and Sedimentation

The Coastal Zone Land Use Ordinance (CZLUO) sections 23.05.036 (Erosion and Sedimentation) and 23.05.040 (Drainage) detail standards and requirements to control sedimentation, erosion and drainage. The project is subject to these requirements and impacts will be mitigated.

#### **Traffic**

During the construction phase of the project, temporary increases in traffic are expected in the project area but will not be significant. The project together with numerous other

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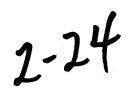
projects in the area will have a cumulative impact to area roadways. The North Coast Road Improvement Fee program was set up to address these cumulative impacts. The project is subject to this fee program and cumulative impacts will be mitigated.

#### **Public Services**

The project together with numerous other projects in the area will have a cumulative impact to area fire protection, schools, and police services. School fee and countywide fee programs were set up to address these cumulative impacts. The project is subject to these fee programs and cumulative impacts will be mitigated.

In summary, the Initial Study identified potential impacts the could occur as a result of the project. The applicant has agreed to mitigation measures that successfully reduce the impacts to a level of insignificance. It is appropriate that a Negative Declaration be issued for the project.

February 28, 2001



## DEVELOPER'S STATEMENT FOR BLAKELY MINOR USE PERMIT; ED99-701 (D990224P)

The applicant agrees to incorporate the following measures into the project. These measures become a part of the project description and therefore become a part of the record of action upon which the environmental determination is based. All construction/grading activity must occur in strict compliance with the following mitigation measures. These measures shall be perpetual and run with the land. These measures are binding on all successors in interest of the subject property.

**Note:** The items contained in the boxes labeled "Monitoring" describe the County procedures to be used to ensure compliance with the mitigation measures.

#### TREE PROTECTION/REPLACEMENT

In an effort to protect individual oak and pine trees, the mixed forest habitat, and the species that depend upon that habitat, the following measures shall be implemented:

1. The applicant shall limit tree removal to no more than 3 healthy pine trees having a six inch diameter or larger at four feet from the ground. Up to 2 additional trees may be removed if a qualified individual determines that the trees are hazardous, dead or diseased. Construction plans shall clearly delineate all trees within 50 feet of the proposed project, and shall show which trees are to be removed or impacted, and which trees are to remain unharmed.

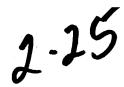
**Monitoring:** 

Department of Planning and Building will verify inclusion of required elements on plans. Building inspector will verify compliance with approved plans.

2. Within 90 days of occupancy, the three (3) Monterey pine trees shall be removed as a result of the grading for the driveway and residence and shall be replaced at a 2:1 ratio. A total of 6 Monterey pine trees shall be planted. Any removed dead, diseased or hazardous trees shall be replaced at a 2:1 ratio. Monterey pine replacement trees shall be one gallon saplings grown from the Cambrian stand; Pinus radiata macrocarpa.

**Monitoring:** 

Department of Planning and Building will verify inclusion of required elements on plans. Building inspector will verify compliance with approved plans.



3. These newly planted trees shall be maintained until successfully established. This shall include caging from animals (e.g., deer, rodents), periodic weeding and adequate watering (e.g., drip-irrigation system). If possible, planting during the warmest, driest months (June through September) shall be avoided. In addition, standard planting procedures (e.g., planting tablets, initial deep watering) shall be used.

Once the replacement frees have been planted, the applicant shall retain a qualified individual (e.g., landscape contractor, arborist, nurseryman, botanist) to prepare a letter stating the above planting and protection measures have been completed. This letter shall be submitted to the Department of Planning and Building.

Monitoring:

Compliance will be verified by the Department of Planning and Building in consultation with the Environmental Coordinator.

4. All trees bordering the proposed project that are to remain shall be marked for protection (e.g., with flagging) and their root zone fenced, if possible, prior to any grading. Grading, utility trenching, compaction of soil, or placement of fill shall be avoided within these fenced areas. If grading in the root zone cannot be avoided, retaining walls shall be constructed to minimize cut and fill impacts. Care shall be taken to avoid surface roots within the top 18 inches of soil.

Monitoring:

Building inspector will verify compliance with approved

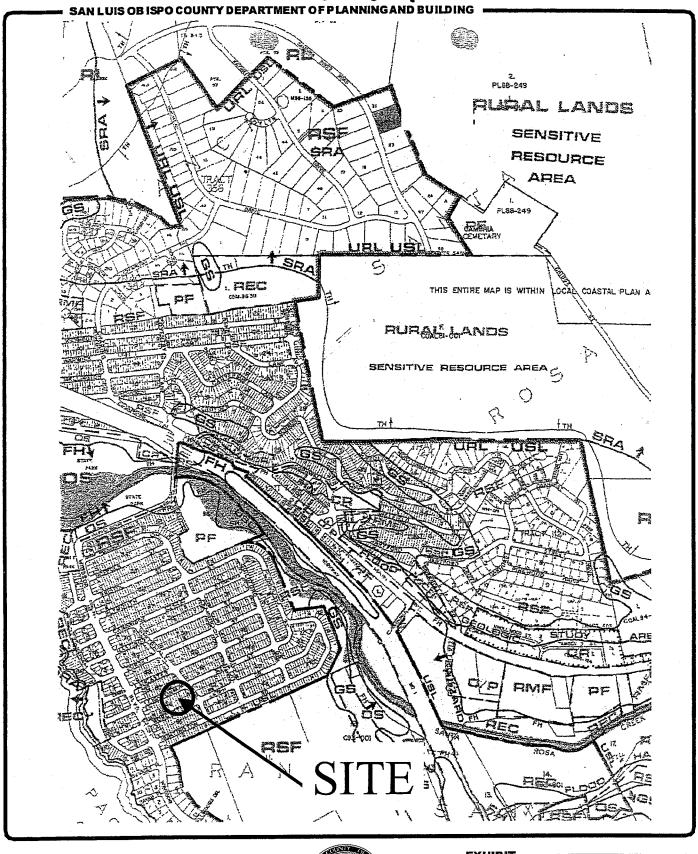
plans.

The applicant understands that any changes made to the project description subsequent to this environmental determination must be reviewed by the Environmental Coordinator and may require a new environmental determination for the project. By signing this agreement, the owner(s) agrees to and accepts the incorporation of the above measures into the proposed project description.

Signature of Owner(s)

Date

Name of Owner - Print



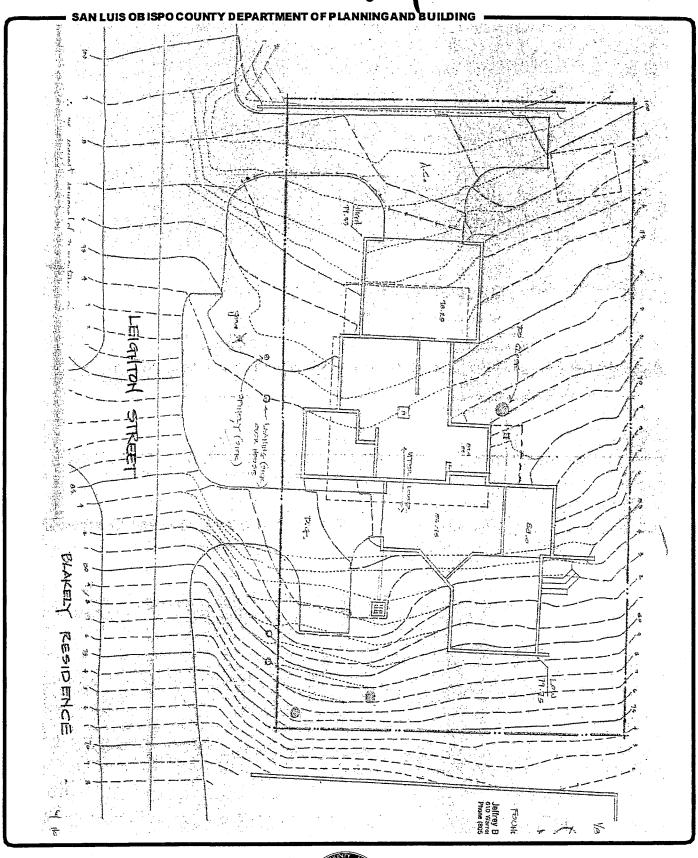
PROJECT

Hearing Officer Blakely (D990224P)



EXHIBIT :

Land Use Category Map



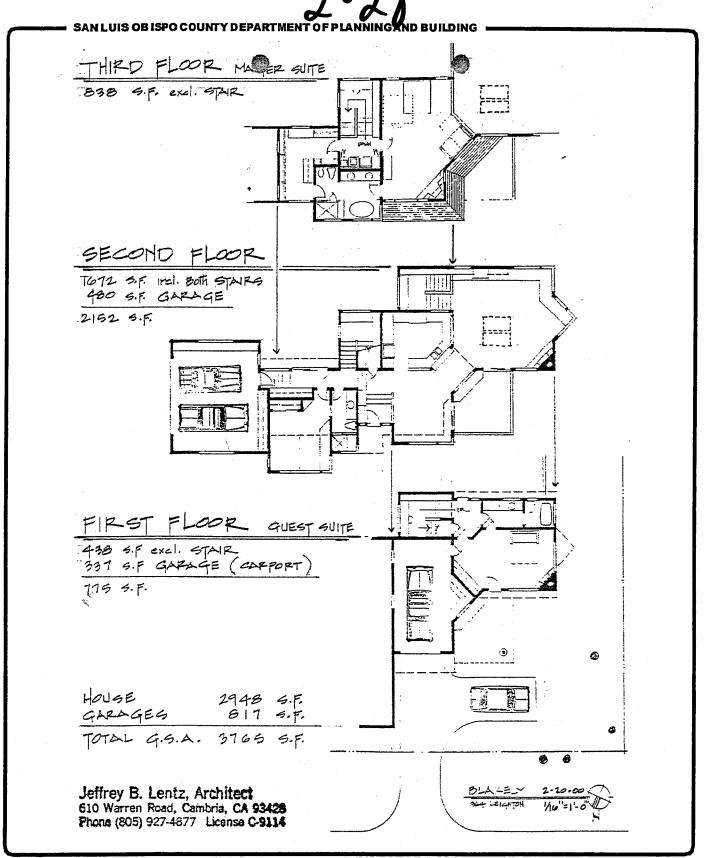
PROJECT .

Hearing Officer Blakely (D990224P)



**EXHIBIT** 

Site Plan



PROJECT =

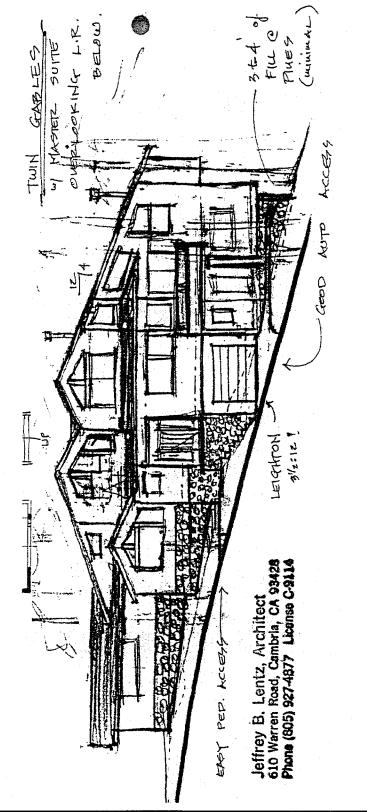
Hearing Officer Blakely (D990224P)



**EXHIBIT** 

Floor Plans

SAN LUIS OB ISPO COUNTY DEPARTMENT OF PLANNING AND BUILDING



PROJECT -

Hearing Officer Blakely (D990224P)



**EXHIBIT** 

Elevation

TO: SANLYS ORISPO COUNTY PLANNING DEPT.

THEASE EXTEND THE TIME FOR MINOR USE POPMIT NO. DOGOZZAP FOR ONE YEAR.

FOR POPLAN & 45A POLAKELY. 364 LE IGHTON ST. CAMBORIA, CA 93428

THANKTOU,

POPUSE POTERY, ACENT FOR OWNER

5.31.05

# CONSENT OF LANDOWNER San Luis Obispo County Department of Planning and Building File Nos.

l (we)	the undersigned owner of record of the fee interest in the parcel of land located at (print address): 364 LEGHTON ST.
	AMBRIA identified as Assessor Parcel Number 622 - 311 -08 4029 for which a
const	ruction permit, land use permit, land division, general plan or ordinance amendment, or LAFCo application referral is being filed with the county
reque	sting an approval for: SI NOIE FAMILY PESIDENCE (specify type of project, for example: addition to a single
family	residence; or general plan amendment), do hereby certify that:  2 - 3/
1.	Such application may be filed and processed with my (our) full consent, and that I (we) have authorized (print name of agent)
	to act as my (our) agent in all contacts with the county and to sign for all necessary permits in connection with this maiter.
2. 2. 2. 2. 2. 2. 2. 2. 2. 2. 2. 2. 2. 2	I (we) hereby grant consent to the County of San Luis Obispo, its officers, agents, employees, independent contractors, consultants, sub-consultants and their officers, agents, and employees to enter the property identified above to conduct any and all surveys and inspections that are considered appropriate by the inspecting person or entity to process this application. This consent also extends to governmental entities other than the county, their officers, agencies, employees, independent contractors, consultants, sub-consultants, and their officers agents or employees if the other governmental entities are providing review, inspections and surveys to assist the county in processing this application. This consent will expire upon completion of the project.
3.	If prior notice is required for an entry to survey or inspect the property. Please contact:  Print Name:
	단한 스트트 등록 <sup>1</sup> 이 시간 이 시간 문제 12개 원래 보고 12백 <del>전 1</del> 12개 원래 12개
	Print Address:
	Daytime Telephone Number:
4.	I (we) hereby give notice of the following concealed or unconcealed dangerous conditions on the property:
Perso	n or entity granting consent.
Print N	Vame: EPIAN BLAYELY
	Address: 364 LEIGHTON ST., CAMPPLA 93428
Daytin	ne Telephone Number: (805) 927-5791
Signat	ure of landowner. 15 lian in 45 likely Date: 5/26/05
Autho	rized agent:
Print N	Name: RELEY
Print A	Horress: - P.O. BOX 12, CAMPRIA 93428
Daytim	ne Telephone Number: 927·7130
•	ure of authorized agent: Date: 5 · 26 · 05
<b>J</b>	Revised 07/02/CI



VICTOR HOLANDA, AICP DIRECTOR

June 1, 2005

Bruce Beery Beery Associates P.O. Box 12 Cambria, CA 93428

SUBJECT: D990224P - Substantial Conformance

Thank you for the substantial conformance determination request and supporting documentation dated May 31, 2005. The proposed changes include a reduction in building square footage, impermeable surfaces, and site disturbance. Further, development has been concentrated on the more level area of the site. After reviewing the project, it has been determined that the proposed changes are within substantial conformance of Minor Use Permit/Coastal Development Permit D990224P approved on June 18, 2001. If you have any questions regarding this matter please feel free to contact me at 788-4576.

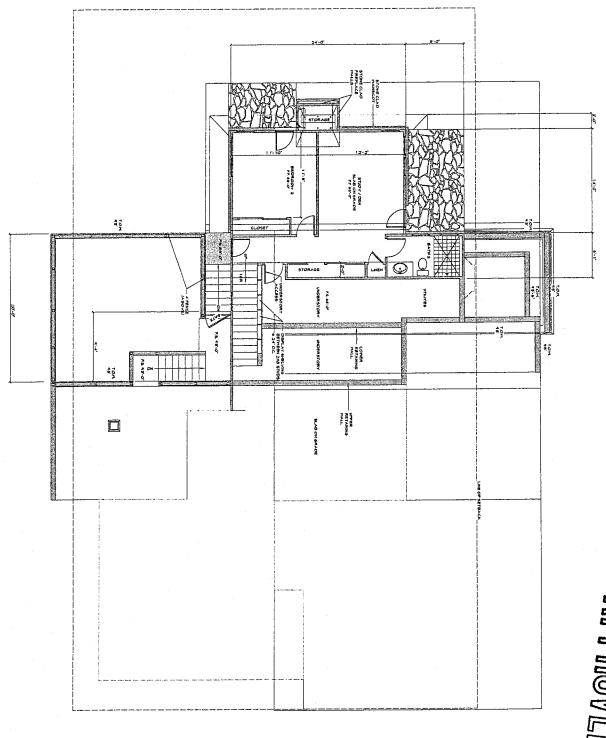
Sincerely,

Martha Neder, AICP

Coastal Planning and Permitting

COUNTY GOVERNMENT CENTER • SAN LUIS OBISPO • CALIFORNIA 93408 • (805) 781-5600

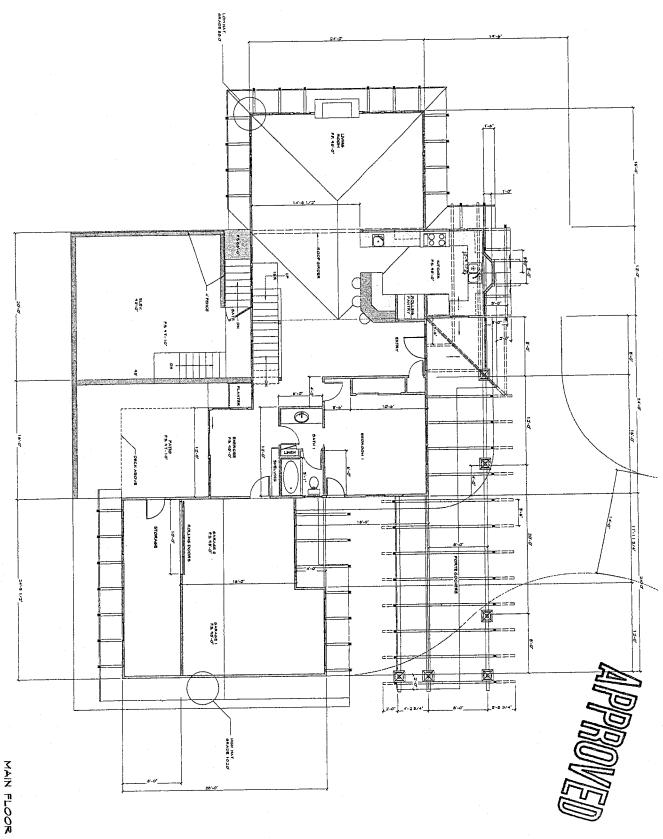
EMAIL: planning@co.slo.ca.us • FAX: (805) 781-1242 • WEBSITE: http://www.sloplanning.org



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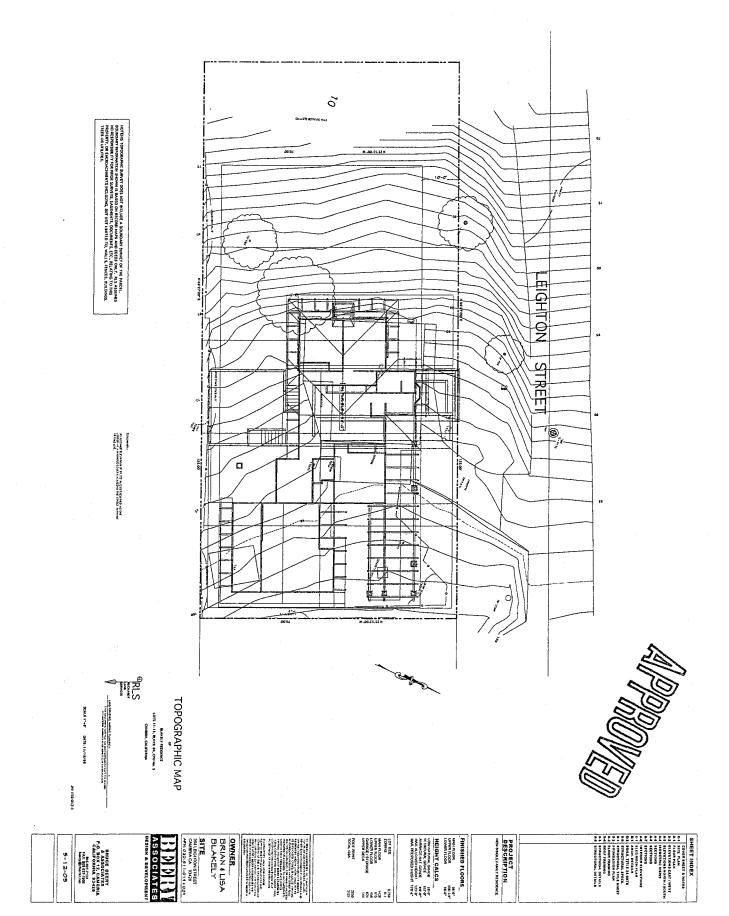
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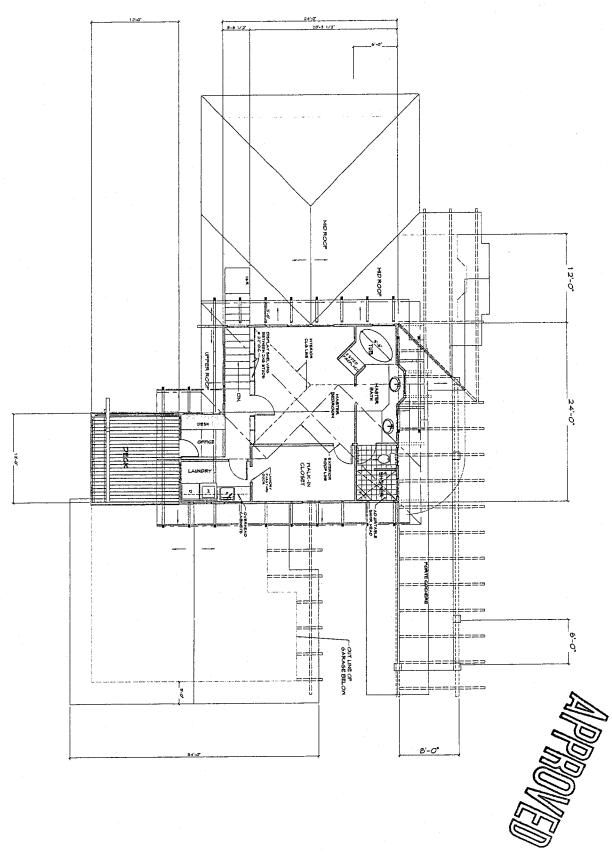
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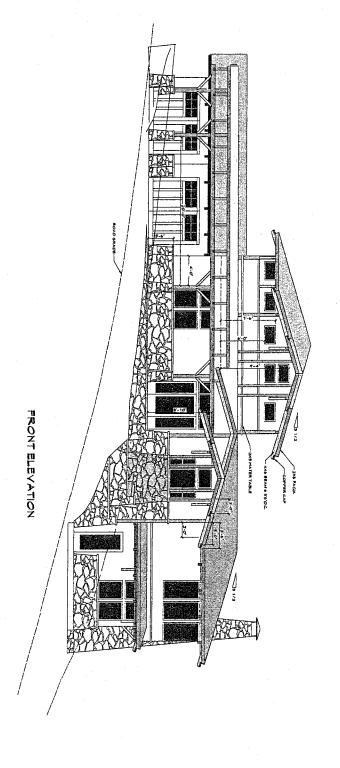
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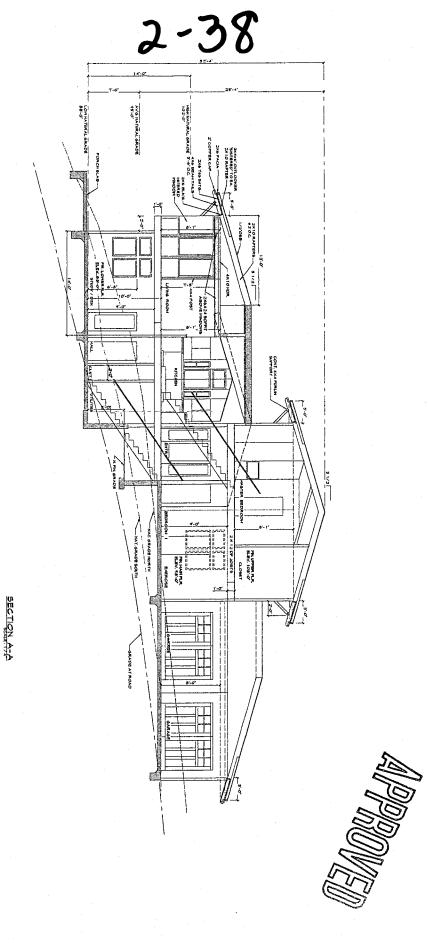
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